

TEMPORARY

Serial No. 56378

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APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. MAY 28 1991
Returned to applicant for correction. JUL 5 1991
Corrected application filed. Map filed JUL 15 1991 under 56535-T

The applicant. ROBERT BOTTOM (TRUSTEE), BOTTOM FAMILY TRUST, ET AL
P.O. Box 89 of Tonopah
Nevada 89049
State and Zip Code No. hereby make^s application for permission to change the
Point of Diversion and Place of Use of a portion
of water heretofore appropriated under. Application #25616, Certificate of Record No.
10984. Said water appropriated by Maude H. Goering and was Certificated on
the 31st of July 1984. Deeds are on file by the above named Applicant and are
awaiting Assignment.

1. The source of water is. Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed. 0.139 c.f.s. of original 0.278 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for. Mining & domestic purposes
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for. Mining & domestic purposes
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point. in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T.8N.,
R.43E., M.D.B.&M., or at a point where the NE corner of said Section 23 bears
distance to a section corner. If on unsurveyed land, it should be stated.
N.28°41'15"E., 2,195.69 feet distant.
6. The existing permitted point of diversion is located within. the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19, T.8N.,
R.44E., M.D.B.&M., or at a point whence the N $\frac{1}{4}$ corner of said Section 19 bears
N.88°24'E., 891.0 feet distant.
7. Proposed place of use. in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, T.8N., R.43E., M.D.B.&M., upon
unpatented lode mining claims owned by Applicant.
8. Existing place of use. in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19, T.8N., R.44E., M.D.B. & M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from. January 1st to. December 31st of each year.
Month and Day Month and Day
10. Use was permitted from. January 1st to. December 31st of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) It is proposed to explore a temporary
location for sufficient water to proceed with a permanent location.
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works. \$5,000.00
13. Estimated time required to construct works. 2 months

2 years

14. Estimated time required to complete the application of water to beneficial use.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

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By s/ Wallace T. Boundy
P.O. Box 242
Tonopah, NV 89049

Compared..... am/ se am/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 25616, Certificate 10984 is issued subject to the terms and conditions imposed in said Permit 25616, Certificate 10984 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

This temporary permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.139cubic feet per second, but not to exceed 4.38 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 23rd day of March

A.D. 19..... 92.....

[Signature]
 State Engineer

DATE MAR 22 1992

(PERMIT TERMS CONTINUED)

respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from each well and the amount of water used.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on March 22 , 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

